

INTERNATIONAL MILITARY TRIBUNAL FOR
THE FAR EAST SITTING AT TOKYO, JAPAN

Case No. 1

UNITED STATES OF AMERICA: et al) ORDER:
- vs -) GRANTING APPLICATION OF
ARAKI, Sadao; et al) THE ACCUSED, - IN OPEN
COURT - FOR PRODUCTION OF
DOCUMENTS UNDER SECTION III,
ARTICLE 9, PARAGRAPH E OF THE
CHARTER.

This matter coming on to be heard this 31 October 1946, by the Tribunal in Open Court, upon the application of the accused by their Counsel of record, under and by virtue of the provisions of Section III, Article 9, Paragraph (e), of the Charter of the International Military Tribunal for the Far East, for an order of the Tribunal for the production of the entire and complete original documents and basic materials, and each and all of them,— from which the Research Report No. 131, dated 1 December 1945, entitled: "Japan's Decision to Fight", of the Allied Translator and Interpreter Section of General Headquarters of Supreme Command Allied Powers, Tokyo, Japan, being Court Exhibit No. 809, was compiled and which are set forth therein in full or in part,— for the use and benefit of the accused, and each of them, (and necessary for their proper defense;) and the Tribunal hearing the arguments and statements of Counsel; and being fully advised in the premises, and it appearing that said documents are now in the Washington Document Center of the United States Government, Stuart Building, Washington, D. C.,

ORDERED: That the application be, and is hereby granted, as prayed, and the entire and complete original documents and basic materials, or photostat copies thereof, be produced forthwith by the proper authority or custodian thereof in the Washington Document Center of the United States Government in Washington, D. C., and lodged with the Clerk of this Tribunal in the Registry of the Tribunal in Tokyo, Japan, for the use and benefit of the accused, and each of them.

Dated at Tokyo, Japan, this 31 October 1946.

BY THE TRIBUNAL:

(Signed) W. F. Webb
PRESIDENT OF THE TRIBUNAL

OPINION:

It is the opinion of the Tribunal that a copy of said Court Exhibit 809, to wit: Research Report No. 131, dated 1 December 1945, entitled "Japan's Decision to Fight", be attached hereto to aid in the identification of the said original documents and materials required to be produced hereunder; together with a memorandum of such other information and data as may aid in tracing and locating said documents.

BY THE TRIBUNAL:

(Signed) W. F. Webb
PRESIDENT OF THE TRIBUNAL